

OFFICIAL GAZETTE



GOVERNMENT OF GOA

GOVERNMENT OF GOA

Department of Law and Judiciary

Legal Affairs Division

Notification

10/5/96/LA-Vol. I

The Building and other Construction Workers' Welfare Cess Act, 1996 (Central Act 28 1996) which has been passed by Parliament and assented to by the President of India on 19th August, 1996 and published in the Gazette of India, Extraordinary Part II, Section I, Dated 20th August, 1996 is hereby published for the general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 26th March, 1997.

The Building and other Construction Workers'
Welfare Cess Act, 1996

AN

ACT

to provide for the levy and collection of a cess on the cost of construction incurred by employers with a view to augmenting the resources of the Building and Other Construction Workers' Welfare Boards constituted under the Building and Other Construction Workers' (Regulation of Employment and Conditions of Service) Act, 1996.

Be it enacted by Parliament is the Forty-seventh year of the Republic of India as follows:—

1. *Short title, extent and commencement.* — (1) This Act may be called the Building and Other Construction Workers' Welfare Cess Act, 1996.

(2) It extends to the whole of India.

(3) It shall be deemed to have come into force on the 3rd day of November, 1995.

2. *Definitions.* — In this Act, unless the context otherwise requires,—

(a) "Board" means a Building and Other Construction Workers' Welfare Board constituted by a State Government under sub-section (1) of section 18 of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996;

(b) "Fund" means the Building and Other Construction Workers' Welfare Fund constituted by a Board;

(c) "prescribed" means prescribed by rule made under this Act;

(d) words and expressions used herein but not defined and defined in the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996 shall have the meanings respectively assigned to them in that Act.

3. *Levy and collection of cess.* — (1) There shall be levied and collected a cess for the purposes of the Building and Other Construction Workers (Regulation of Employment and Conditions of Service) Act, 1996, at such rate not exceeding two per cent. but not less than one per cent. of the cost of construction incurred by an employer, as the Central Government may, by notification in the Official Gazette, from time to time specify.

(2) The cess levied under sub-section (1) shall be collected from every employer in such manner and at such time, including deduction at source in relation to a building or other construction work of a Government or of a public sector undertaking or advance collection through a local authority where an approval of such building or other construction work by such local authority is required, as may be prescribed.

(3) The proceeds of the cess collected under sub-section (2) shall be paid by the local authority or the State Government collecting the cess to the Board after deducting the cost of collection of such cess not exceeding one per cent. of the amount collected.

(4) Notwithstanding anything contained in sub-section (1) or sub-section (2), the cess leviable under this Act including payment of such cess in advance may, subject to final assessment to be made, be collected at a uniform rate or rates as may be prescribed on the basis of the quantum of the building or other construction work involved.

4. *Furnishing of returns.* — (1) Every employer shall furnish such return to such officer or authority, in such manner and at such time as may be prescribed.

(2) If any person carrying on the building or other construction work, liable to pay the cess under section 3, fails to furnish any return under sub-section (1), the officer or the authority shall give a notice requiring such person to furnish such return before such date as may be specified in the notice.

5. *Assessment of cess.* — (1) The officer or authority to whom or to which the return has been furnished under section 4 shall, after making or causing to be made such inquiry as he or it thinks fit and after satisfying himself or itself that the particulars stated in the return are correct, by order, assess the amount of cess payable by the employer.

(2) If the return has not been furnished to the officer or authority under sub-section (2) of section 4, he or it shall, after making or causing to be made such inquiry as he or it thinks fit, by order, assess the amount of cess payable by the employer.

(3) An order of assessment made under sub-section (1) or sub-section (2) shall specify the date within which the cess shall be paid by the employer.

6. *Power to exempt.* — Notwithstanding anything contained in this Act, the Central Government may, by notification in the Official Gazette, exempt any employer or class of employers in a State from the payment of cess payable under this Act where such cess is already levied and payable under any corresponding law in force in that State.

7. *Power of entry.* — Any officer or authority of the State Government specially empowered in this behalf by that Government, may—

(a) with such assistance, if any, as he or it may think fit, enter at any reasonable time any place where he or it considers it necessary to enter for carrying out the purposes of this Act including verification of the correctness of any particulars furnished by any employer under section 4;

(b) do within such place anything necessary for the proper discharge of his or its duties under this Act; and

(c) exercise such other powers as may be prescribed.

8. *Interest payable on delay in payment of cess.* — If any employer fails to pay any amount of cess payable under section 3 within the time specified in the order of assessment, such employer shall be liable to pay interest on the amount to paid at the rate of two per cent. for every month or part of a month comprised in the period from the date on which such payment is due till such amount is actually paid.

9. *Penalty for non-payment of cess within the specified time.* — If any amount of cess payable by any employer under section 3 is not paid within the date specified in the order of assessment made under section 5, it shall be deemed to be in arrears and the authority prescribed in this behalf may, after making such inquiry as it deems fit, impose on such employer a penalty not exceeding the amount of cess:

Provided that, before imposing any such penalty, such employer shall be given a reasonable opportunity of being heard and if after such hearing the said authority is satisfied that the default was for any good and sufficient reason, no penalty shall be imposed under this section.

10. *Recovery of amount due under the Act.* — Any amount due under this Act (including any interest or penalty) from an employer may be recovered in the same manner as an arrear of land revenue.

11. *Appeals.* — (1) Any employer aggrieved by an order of assessment made under section 5 or by an order imposing penalty made under section 9 may, within such time as may be prescribed, appeal to such appellate authority in such form and in such manner as may be prescribed.

(2) Every appeal preferred under sub-section (1) shall be accompanied by such fees as may be prescribed.

(3) After the receipt of any appeal under sub-section (1), the appellate authority shall, after giving the appellant an opportunity of being heard in the matter, dispose of the appeal as expeditiously as possible.

(4) Every order passed in appeal under this section shall be final and shall not be called in question in any court of law.

12. *Penalty.* — (1) Whoever, being under an obligation to furnish a return under this Act, furnishes any return knowing, or having reason to believe, the same to be false shall be punishable with imprisonment which may extend to six months, or with fine which may extend to one thousand rupees, or with both.

(2) Whoever, being liable to pay cess under this Act, wilfully or intentionally evades or attempts to evade the payment of such cess shall be punishable with imprisonment which may extend to six months, or with fine, or with both.

(3) No court shall take cognizance of an offence punishable under this section save on a complaint made by or under the authority of the Central Government.

13. *Offences by companies.* — (1) Where an offence under this Act has been committed by a company, every person who, at the time the offence was committed, was in charge of, and was responsible to, the company for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly:

Provided that nothing contained in this sub-section shall render any such person liable to any punishment if he proves that the offence was committed without his knowledge or that he had exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.— For the purposes of this section.—

(a) “company” means any body corporate and includes a firm or other association of individuals; and

(b) “director”, in relation to a firm, means a partner in the firm.

14. *Power to make rules.*— (1) The Central Government may, by notification in the Official Gazette, make rules for carrying out the provisions of this Act.

(2) Without prejudice to the generality of the foregoing power, such rules may provide for all or any of the following matters, namely:—

(a) the manner in which and the time within which the cess shall be collected under sub-section (2) of section 3;

(b) the rate or rates of advances cess leviable under sub-section (4) of section 3;

(c) the particulars of the returns to be furnished, the officer or authority to whom or to which such returns shall be furnished and the manner and time of furnishing such returns under sub-section (1) of section 4;

(d) the powers which may be exercised by the officer or authority under section 7;

(e) the authority which may impose penalty under section 9;

(f) the authority to which an appeal may be filed under sub-section (1) of section 11 and the time within which and the form and manner in which such appeal may be filed;

(g) the fees which shall accompany an appeal under sub-section (2) of section 11; and

(h) any other matter which has to be, or may be, prescribed.

(3) Every rule made under this Act shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both Houses agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

15. *Repeal and saving.*— (1) The Building and Other Construction Workers' Welfare Cess Third Ordinance, 1996, is hereby repealed.

Ord. 26 of
1996.

(2) Notwithstanding such repeal, anything done or any action taken under the said ordinance shall be deemed to have been done or taken under the corresponding provisions of this Act.

Notification

10/5/96/La-Vol. II

The Appropriation (Railways) No. 4 Act, 1996, (Central Act 39 of 1996), which has been passed by Parliament and assented to by President of India on 24th December, 1996, as published in the Gazette of India, Extraordinary, Part II, Section-I dated 24th December, 1996, is hereby published for general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 18th June, 1997.

The Appropriation (Railways) No. 4 Act, 1996

AN

ACT

to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of India for the services of the financial year 1996-97 for the purposes of Railways.

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title.*— This Act may be called the Appropriation (Railways) No. 4 Act, 1996.

2. *Issue of Rs. 170,02,15,000 out of the Consolidated Fund of India for the financial year 1996-97.*— From and out of the Consolidated Fund of India there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one hundred and seventy crores, two lakhs and fifteen thousand rupees towards defraying the several charges will come in course of payment during the financial year 1996-97, in respect of the services relating to Railways specified in column 2 of the Schedule.

3. *Appropriation.*— The sums authorised to be paid and applied from and out of the Consolidated Fund of India by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolida- ted Fund	Total
1	2	3		
		Rs.	Rs.	Rs.
2	Miscellaneous Expenditure (General)	2,00,000	...	2,00,000
16	Assets—Acquisition, Construction and Replacement—			
	<i>Other Expenditure</i>			
	Capital	170,00,00,000	...	170,00,00,000
	Railway Funds	15,000	...	15,000
	<i>Total</i>	170,02,15,000	...	170,02,15,000

Notification

10-5-96/LA-Vol. II

The Employees Provident Funds and Miscellaneous Provisions (Amendment) Ordinance, 1997 (Ordinance No. 17 of 1997) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, Part II, Section I dated 22nd September, 1997 is hereby published for general information of the public.

P. V. Kadnekar, Joint Secretary (Law).

Panaji, 21st October, 1997.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 22nd September, 1997/Bhadra 31, 1919 (Saka)

The Employees' Provident Funds and Miscellaneous Provisions (Amendment) Ordinance, 1997

No. 17 of 1997

Promulgated by the President in the Forty-eighth Year of the Republic of India.

An Ordinance further to amend the Employees' Provident Funds and Miscellaneous Provisions Act, 1952

WHEREAS a Bill further to amend the Employees' Provident Funds and Miscellaneous provisions Act, 1952, has been introduced in Parliament but has not yet been passed;

AND WHEREAS parliament is not in session and the president is satisfied that circumstances exist which render it necessary for him to take immediate action to give effect to the provisions of the Bill;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.*— (1) This Ordinance may be called the Employees' Provident Funds and Miscellaneous Provisions (Amendment) Ordinance, 1997.

(2) It shall come into force at once.

2. *Amendment of section 6.*— In section 6 of the Employees' Provident Funds and Miscellaneous Provisions Act, 1952 (hereinafter referred to as the principal Act), for the words "eight and one-third per cent." and "ten per cent.", wherever they occur, the words "ten per cent." and "twelve per cent." shall respectively be substituted.

3. *Amendment section 7D.*— In section 7D of the principal Act, for sub-section (3), the following sub-section shall be substituted, namely:—

"(3) A person shall not be qualified for appointment as a Presiding Officer of a Tribunal (hereinafter referred to as the Presiding Officer) unless he is, or has been, or is qualified to be,—

(i) a judge of a High Court; or

(ii) a district judge."

4. *Amendment of section 7F.*— Section 7F of the principal Act shall be re-numbered as sub-section (1) thereof, and after sub-section (1) as so re-numbered, the following sub-sections shall be inserted, namely:—

"(2) The Presiding Officer shall not be removed from his office except by an order made by the President on the ground of proved misbehaviour or incapacity after an inquiry made by a Judge of the High Court in which such Presiding Officer had been informed of the charges against him and given a reasonable opportunity of being heard in respect of those charges.

(3) The Central Government may, by rules, regulate the procedure for the investigation of misbehaviour or incapacity of the Presiding Officer."

5. *Amendment of section 16.*— In section 16 of the principal Act, in sub-section (1),—

(i) in clause (c), the word "or" occurring at the end shall be omitted;

(ii) clause (d) and the *Explanation* thereto shall be omitted.

K. R. NARAYANAN,
President.

K. L. MOHANPURIA,
Secy. to the Govt. of India.

Notification

10-5-96/LA-Vol. II

The Income Tax (Amendment) Ordinance, 1997 (Ordinance No. 15 of 1997) which has been promulgated by the President of India and published in the Gazette of India, Extraordinary, part II Section I dated 16th September, 1997 is hereby published for general information of the public.

P. V. Kadneker, Joint Secretary (law).

Panaji, 22nd October, 1997.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 16th September, 1997/Bhadra 25, 1919 (Saka)

The Income-Tax (Amendment) Ordinance, 1997

No. 15 of 1997

Promulgated by the President in the Forty-eighth Year of the Republic of India.

An Ordinance further to amend the Income-tax Act, 1961.

Whereas the Income-tax (Second amendment) Bill, 1997 has been introduced in parliament but has not yet been passed;

And whereas parliament is not in session and the President is satisfied that circumstances exist which render it necessary for him to take immediate action to give effect to the provisions of the said Bill and to make certain other amendments to the Income-tax Act, 1961;

Now, Therefore, in exercise of the powers conferred by clause (1) of article 123 of the Constitution, the President is pleased to promulgate the following Ordinance:—

1. *Short title and commencement.* — (1) This Ordinance may be called the Income-tax (Amendment) Ordinance, 1997.

(2) Save as otherwise provided in this Ordinance, it shall come into force at once.

2. *Amendment of section 32.* — In section 32 of the Income-tax Act, 1961 (hereinafter referred to as 43 of 1961. the Income-tax Act), in sub-section (1), with effect from the 1st day of April, 1998,—

(a) before clause (ii), the following clause shall be inserted, namely:—

“(i) in the case of assets of an undertaking engaged in generation or generation and distribution of power such percentage on the actual cost thereof to the assessee as may be prescribed;”;

(b) for the second proviso, the following proviso shall be substituted, namely:—

“Provided further that where an asset referred to in clause (i) or clause (ii), as the case may be, is acquired by the assessee during the previous year and is put to use for the purposes of business or profession for a period of less than one hundred and eighty days in that previous year, the deduction under this sub-section in respect of such assets shall be restricted to fifty per cent. of the amount calculated at the percentage, prescribed for an asset under clause (i) or clause (ii), as the case may be;”.

3. *Amendment of section 80-1A.* — In section 80-1A of the Income-tax Act,—

(a) in sub-section (2), in clause (iv),—

(i) in sub-clause (b), the following proviso shall be inserted with effect from the 1st day of April, 1998, namely:—

“Provided that in the case of an industrial undertaking set up in any part of India for the generation, or generation and distribution, of power, the period ending shall have effect as if for the figures “1998”, the figures “2000” had been substituted.”;

(ii) in sub-clause (c), after the words “specify in this behalf”, the words and letters “as industrially backward district of Category ‘A’ or industrially backward district of Category ‘B’ and” shall be inserted and shall be deemed to have been inserted with effect from the 1st day of April, 1995;

(b) in sub-section (4E), after the words, “North-Eastern Region”, the words, letters and figures “or in any part of India on or after the 1st day of April, 1997” shall be inserted with effect from the 1st day of April, 1998;

(c) in sub-section (5), in clause (i), in sub-clause (b), after the proviso the following proviso shall be inserted and shall be deemed to have been inserted with effect from the 1st day of April, 1995, namely:—

“Provided further that in case of an industrial undertaking located in Category ‘B’ industrially backward district, the provisions of this clause shall have effect as if for the words “five assessment years”, the words “three assessment years” had been substituted.”;

(d) in sub-section (6),—

(4) for clause (ii), the following clauses shall be substituted and shall be deemed to have been substituted with effect from the 1st day of April, 1995, namely:—

“(ii) ten in the case of any other assessee deriving profits and gains from an industrial undertaking other than an industrial undertaking located in an industrially backward district of Category ‘B’;

(iia) eight in the case of an assessee deriving profits and gains from an industrial undertaking located in an industrially backward district of Category 'B';

(B) in clause (iv), the following proviso shall be inserted with effect from the 1st day of April, 1998, namely:—

'Provided that where the assessee begins operating and maintaining any infrastructure facility referred to in sub-clause (ii) of clause (ca) of sub-section (12), the provisions of this clause shall have effect as if for the word "twelve", the word "twenty" had been substituted.'

(e) after sub-section (7), the following sub-section shall be inserted with effect from the 1st day of April, 1998, namely:—

"(7A) Notwithstanding anything contained in sub-section (4A), where housing or other activities are an integral part of the highway project and the profits of which are computed on such basis and manner as may be prescribed, such profit shall not be liable to tax where the profit has been transferred to, a special reserve account and the same is actually utilised for the highway project excluding housing and other activities before the expiry of three years following the year in which such amount was transferred to the reserve account; and the amount remaining unutilised shall be chargeable to tax as income of the year in which transfer to reserve account took place."

(f) in sub-section (12), for clause (ca), the following clause shall be substituted with effect from the 1st day of April, 1998, namely:—

'(ca) "infrastructure facility" means—

- (i) a road, bridge, airport, port, rail system or any other public facility of a similar nature as may be notified by the Board in this behalf in the official Gazette;
- (ii) a highway including housing or other activities being an integral part of the highway project; and
- (iii) a water supply project, irrigation project, sanitation and sewerage system;'

K. R. NARAYANAN,
President.

K. L. MOHANPURIA,
Secy. to the Govt. of India.

Department of Public Works

Office of the Chief Engineer

Notification

8-4/CE-PWD-Accts/97-98/828

In exercise of the powers conferred by article 60 of Portaria No. 6802 dated 10-12-1956 (Water Supply Bye-Laws) read with clause 2 of the Goa, Daman and Diu (Administration) Removal of difficulties Order, 1962 and all other powers enabling it in that behalf and in Supersession of the Government order No. 7/10-2/95-PWD dated 18-4-95, the Government of Goa hereby makes the following order for fixing the selling prices of water in the State of Goa, namely:—

1. *Short title, extent and commencement.* — (1) This Order may be called the Goa Revision of Tariff for water supply and Meter Rent Order, 1998.

2. It extends to the whole of the State of Goa.

3. It shall come into force with effect from the bills payable in February, 1998.

2. Fixation of Water Tariff for Domestic consumption, Non-domestic, small hotels, Commercial, Defence, Industries and Mormugao Port Trust shall be as follows:

- | | |
|--|--|
| a) Domestic and other small Consumers like Students Hostels/Hospitals/dispensaries/business profession which are not falling within the purview of the Goa Daman and Diu Shops and Estt. Act 1974, Educational Institutions and recognised charitable Trusts Institutions. | (i) Rs. 2.00 per m ³ upto 30 m ³ .
(ii) Rs. 4.00 per m ³ above 30 m ³ per month.
(iii) Minimum charges per month shall be Rs. 20/- |
| b) Small hotels
Small hotels not registered under the State Sales Tax Act. | (i) Rs. 7.00 per m ³
(ii) Minimum charges per month shall be Rs. 100/- |
| c) Defence | (i) Rs. 7.00 per m ³ upto 100 m ³ per month.
(ii) Rs. 9.00 per m ³ above 100 m ³ . |
| (d) Commercial/Industries/MPT/Hotels/restaurants/bars/Tourist hostels/cinema/theatres/constructions/Establishments registered under the Goa, Daman & Diu Shops and Establishment Act 1974 including building construction/major/small scale all types of Industries | (i) Rs. 20 per m ³ . |

(e) Sewerage Tariff

The tariff is 50% of the water consumption charges.

3. Delayed payment charges and reconnection charges:

- (i) The delayed payment charges at 10% compound interest per month or part thereof shall become due and payable if the bills are not paid on or before due date of payment specified in the Water Tariff Bill.

- (ii) The reconnection Charges of the meter after disconnection shall be Rs. 100/-.

Notes: (1) In respect of registered Co-operatives Housing Societies which have been given a single Water Supply connection covering large number of residential flats, the basis for the tariff shall be number of flats in the Housing Society and not the single house service connection given. For example incase one house service connection feeds say 50 residential flats in the Co-operative Housing Society (50x30 Cum³) shall be charges @ Rs. 2.00 per/m³ and any quantity in excess of (50x30 Cum³) shall be charged at the rate Rs. 4.00 per m³.

4. Meter Rent.

Sl. No.	Size of Meter	Revised rate per month
1.	(15mm) 1/2 inch	Rs. 5.00
2.	(20mm) 3/4 inch	Rs. 7.00
3.	(25mm) 1 inch	Rs. 9.00
4.	(40mm) 1 1/2 inches	Rs. 30.00
5.	(50mm) 2 inches	Rs. 35.00
6.	(80mm) 3 inches	Rs. 70.00
7.	(100mm) 4 inches	Rs. 90.00
8.	(150mm) 6 inches	Rs. 150.00
9.	(200mm) 8 inches	Rs. 200.00
10.	(250mm) 10 inches and above	Rs. 500.00

By order and in the name of the Governor of Goa.

A. K. Jahagirdar, Chief Engineer and Ex-Officio Addl. Secretary.

Panaji, 29 th December, 1997.

Department of Science, Technology & Environment

Notification

LS/Misc/1915/96/Part/1309

In exercise of the powers conferred by sub-section (3) of section 1 of the Goa Non-Biodegradable Garbage (Control) Act, 1996 (Goa Act 5 of 1997) (hereinafter called the said Act), the Government of Goa hereby appoints the 1st day of January, 1998 as the date on which the said Act shall come into force in the areas falling within the jurisdiction of all the Municipal Councils in the State of Goa and all Panchayats located in the talukas of Bardez, Salcete and Tiswadi of the State of Goa.

By order and in the name of the Governor of Goa.

Dr. N. P. S. Varde, Director/Joint Secretary, STE.

Panaji, 31st December, 1997.

Notification

LS/Misc/1915/96/Part/1308

In exercise of the powers conferred by sub-section (2) of rule 1 of the Goa Non-Biodegradable Garbage (Control) Rules, 1997 (hereinafter called the 'said Rules'), the Government of Goa hereby appoints the 1st day of January, 1998 as the date on which the said Rules shall come into force in all the areas falling within the jurisdiction of all the Municipal Councils in the State of Goa and all Panchayats located in the talukas of Bardez, Salcete and Tiswadi of the State of Goa.

By order and in the name of the Governor of Goa.

Dr. N. P. S. Varde, Director/Joint Secretary, STE.

Panaji, 31st December, 1997.

Department of Tourism

Directorate of Tourism

Notification

4/9/97-TIT (T)/Vol. I

The following draft amendment which the Government of Goa proposes to make to the Goa, Daman and Diu Registration of Tourist Trade Rules, 1985 is hereby pre-published as required by sub-section (3) of Section 42 of the Goa, Daman and Diu Registration of Tourist Trade Act, 1982 (Act 10 of 1982), for information of the persons likely to be affected thereby, and notice is hereby given that the said draft amendment will be taken into consideration by the Government on the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

Any objections or suggestions to the said draft amendment may be forwarded to the Director of Tourism and Ex-Officio Joint Secretary to the Government of Goa, Tourist Home, Patto, Panaji-Goa, before the expiry of 30 days from the date of publication of this Notification in the Official Gazette.

DRAFT AMENDMENT

In exercise of the powers conferred by sub-sections (1) and (2) of Section 42 of the Goa, Daman and Diu Registration of Tourist Trade Act, 1982 (Act 10 of 1982), the Government of Goa hereby makes the following rules so as to further amend the Goa, Daman and Diu Registration of Tourist Trade Rules, 1985, namely:—

1. *Short title and commencement.* — (1) These rules may be called the Goa Registration of Tourist Trade (Amendment) Rules, 1998.

(2) They shall come into force on such date as the Government may, by notification in the Official Gazette, appoint.

2. *Amendment of rule 3.* — In the Goa, Daman and Diu Registration of Tourist Trade Rules, 1985 (hereinafter referred to as the 'principal Rules'), for sub-rule (1) of rule 3, the following shall be substituted, namely:—

“(1) An application for registration by a person intending to carry on the business as a dealer or a hotel-keeper or a travel agent under the Act shall be submitted to the prescribed authority in Form I, Form II or Form III, as the case may be, alongwith a treasury challan under which fees as laid down hereunder have been paid.

Category	Fees
(i) Dealer	... Rs 200/- per year
(ii) Hotel-keeper	... Rs. 600/- per year for 'A' Category
	... Rs. 400/- per year for 'B' Category
	... Rs. 300/- per year for 'C' Category
	... Rs. 200/- per year for 'D' Category

Explanation:— The criteria fixed for the categorisation of the hotels are contained in 'Annexure' 'A' to these rules.

- (iii) Travel Agents ... Rs. 300/- per year for travel agent conforming to the standards laid down in rule 9.
- ... Rs. 200/- per year for other travel agents like excursion agents, tourist guides, etc.”

3. *Amendment of rule 14.* — In rule 14 of the principal Rules, for sub-rule (2), the following shall be substituted, namely:—

“(2) An application for registration shall be submitted to the prescribed authority in Form XIV, with a treasury challan under which fees as laid down hereunder are paid. The certificate of registration shall be in Form VI.

- (1) Tourist boat and launches ... Rs. 200/-
- (2) Tourist Taxi ... Rs. 120/-
- (3) Tents and tent equipment dealer .. Rs. 80/-
- (4) Camping agency .. Rs. 80/-
- (5) Porter ... Rs. 40/-.”

By order and in the name of the Governor of Goa.

U. D. Kamat, Director of Tourism, Ex-Officio & Jt. Secretary.

Panaji, 1st January, 1998.